

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
)
PUBLIC UTILITIES COMMISSION)
)
Instituting a Proceeding to)
Investigate the Implementation)
Of Feed-in Tariffs.)
_____)

DOCKET NO. 2008-0273

ORDER GRANTING MAUI LAND & PINEAPPLE
COMPANY, INC.'S MOTION FOR APPROVAL TO AMEND
ITS STATUS AS AN INTERVENOR/PARTY TO A PARTICIPANT

FILED

2009 APR - 1 P 12:24

PUBLIC UTILITIES
COMMISSION

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ORDER GRANTING MAUI LAND & PINEAPPLE
COMPANY, INC.'S MOTION FOR APPROVAL TO AMEND
ITS STATUS AS AN INTERVENOR/PARTY TO A PARTICIPANT

By this Order, the commission grants MAUI LAND & PINEAPPLE COMPANY, INC.'s ("MLP") Motion for Approval to Amend its Status as an Intervenor/Party to a Participant, filed on February 24, 2009 ("Motion").

I.

Motion

On February 24, 2009, MLP filed a Motion for commission approval to amend its current status from intervenor to participant. According to MLP:

. . . MLP has been in the process of developing a significant integrated renewable energy park to be situated on MLP's properties that are within MECO's service territory. MLP expects the renewable energy park to be of significant size, approximately 100 megawatts ("MW"), at full build-out. The nature of the renewable energy park output will be a mix of intermittent (i.e., as available) and firm capacity renewable power or energy. This renewable energy project is planned to consist of a mix of renewable power technologies and sizes Including, without

limitation, approximately 30 MW of wind turbine systems, 45 MW of photovoltaic ("PV") systems, and 25 MW of pumped storage systems.

Upon review of the Joint Proposal on Feed-In Tariffs ("FIT") submitted by the HECO Companies and the Division of Consumer Advocacy ("Consumer Advocate") on December 23, 2008, said proposed FIT appears to limit the size of the renewable energy systems to no greater than 250 kilowatts for the island of Maui, and restrict the technology to PV systems, concentrated solar power, in-line hydropower, and wind renewable energy systems. Assuming that these limitations and/or restrictions are ultimately approved and adopted by the Commission to be incorporated as part of MECO's initial FIT, MLP's proposed renewable energy systems, described above, will be significantly larger than the systems being considered in this proceeding. Accordingly, MLP's proposed systems will likely be, in effect, disqualified at this juncture and at least until such initial FIT is updated by MECO (e.g., at least 2 years after initial implementation of the initial FIT as represented by the HECO Companies and Consumer Advocate in their December 23, 2008 proposal).¹

MLP requests, however, that it be allowed to participate by "(1) monitoring the proceeding by receiving all filings by the Commission and the other parties to ensure, among other things, that its interests and/or rights (financially or otherwise) are adequately protected, and (2) filing a final statement of position in accordance with the Stipulated Regulatory Schedule approved by the Commission in this proceeding, to the extent it deems necessary."²

Based on MLP's representations and the lack of any opposition to the Motion, the commission grants the Motion in its entirety. MLP's status in this proceeding is amended from

¹Motion at 2-3.

²Motion at 5.

intervenor to participant. As such, MLP's participation shall be limited to: (1) receiving all filings by the commission and the other parties to the docket, and (2) filing a final statement of position in accordance with the Stipulated Regulatory Schedule approved by the commission, should it deem necessary.

II.


Order

THE COMMISSION ORDERS:

MLP's Motion for Approval to Amend its Status as an Intervenor/Party to a Participant, filed on February 24, 2009, is granted.


DONE at Honolulu, Hawaii APR - 1 2009.

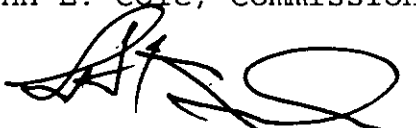
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

By 
Leslie H. Kondo, Commissioner

2008-0273.laa

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

DEAN MATSUURA
MANAGER
REGULATORY AFFAIRS
HAWAIIAN ELECTRIC COMPANY, INC.
P. O. Box 2750
Honolulu, HI 96840-0001

JAY IGNACIO
PRESIDENT
HAWAII ELECTRIC LIGHT COMPANY, INC.
P. O. Box 1027
Hilo, HI 96721-1027

EDWARD L. REINHARDT
PRESIDENT
MAUI ELECTRIC COMPANY, LTD.
P. O. Box 398
Kahului, HI 96732

THOMAS W. WILLIAMS, JR., ESQ.
PETER Y. KIKUTA, ESQ.
DAMON L. SCHMIDT, ESQ.
GOODSILL ANDERSON QUINN & STIFEL
Alii Place, Suite 1800
1099 Alakea Street
Honolulu, HI 96813

Counsel for HECO COMPANIES

Certificate of Service

Page 2

ROD S. AOKI, ESQ.
ALCANTAR & KAHL LLP
120 Montgomery Street, Suite 2200
San Francisco, CA 94104

Counsel for HECO COMPANIES

THEODORE PECK
DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM
State Office Tower
235 South Beretania Street, Room 501
Honolulu, HI 96813

ESTRELLA SEESE
DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM
State Office Tower
235 South Beretania Street, Room 501
Honolulu, HI 96813

MARK J. BENNETT, ESQ.
DEBORAH DAY EMERSON, ESQ.
GREGG J. KINKLEY, ESQ.
DEPARTMENT OF THE ATTORNEY GENERAL
425 Queen Street
Honolulu, HI 96813

Counsel for DBEDT

CARRIE K.S. OKINAGA, ESQ.
GORDON D. NELSON, ESQ.
DEPARTMENT OF THE CORPORATION COUNSEL
CITY AND COUNTY OF HONOLULU
530 S. King Street Room 110
Honolulu, HI 96813

Counsel for the CITY AND COUNTY OF HONOLULU

Certificate of Service

Page 3

LINCOLN S.T. ASHIDA, ESQ.
WILLIAM V. BRILHANTE, JR., ESQ.
MICHAEL J. UDOVIC, ESQ.
DEPARTMENT OF THE CORPORATION COUNSEL
COUNTY OF HAWAII
101 Aupuni Street, Suite 325
Hilo, HI 96720

Counsel for the COUNTY OF HAWAII

HENRY Q CURTIS
KAT BRADY
LIFE OF THE LAND
76 North King Street, Suite 203
Honolulu, HI 96817

CARL FREEDMAN
HAIKU DESIGN & ANALYSIS
4234 Hana Hwy.
Haiku, HI 96708

WARREN S. BOLLMEIER II
PRESIDENT
HAWAII RENEWABLE ENERGY ALLIANCE
46-040 Konane Place, #3816
Kaneohe, HI 96744

DOUGLAS A. CODIGA, ESQ.
SCHLACK ITO LOCKWOOD PIPER & ELKIND
Topa Financial Center
745 Fort Street, Suite 1500
Honolulu, HI 96813

Counsel for BLUE PLANET FOUNDATION

MARK DUDA
PRESIDENT
HAWAII SOLAR ENERGY ASSOCIATION
P. O. Box 37070
Honolulu, HI 96837

Certificate of Service

Page 4

RILEY SAITO
THE SOLAR ALLIANCE
73-1294 Awakea Street
Kailua-Kona, HI 96740

JOEL K. MATSUNAGA
HAWAII BIOENERGY, LLC
737 Bishop Street, Suite 1860
Pacific Guardian Center, Mauka Tower
Honolulu, HI 96813

KENT D. MORIHARA, ESQ.
KRIS N. NAKAGAWA, ESQ.
SANDRA L. WILHIDE, ESQ.
MORIHARA LAU & FONG LLP
841 Bishop Street, Suite 400
Honolulu, HI 96813

Counsel for HAWAII BIOENERGY, LLC

THEODORE E. ROBERTS
SEMPRA GENERATION
101 Ash Street, HQ 12
San Diego, CA 92101-3017

CLIFFORD SMITH
MAUI LAND & PINEAPPLE COMPANY, INC.
120 Kane Street
Kahului, HI 96732

KENT D. MORIHARA, ESQ.
KRIS N. NAKAGAWA, ESQ.
SANDRA L. WILHIDE, ESQ.
MORIHARA LAU & FONG LLP
841 Bishop Street, Suite 400
Honolulu, HI 96813

Counsel for MAUI LAND & PINEAPPLE COMPANY, INC.

Certificate of Service

Page 5

ERIK W. KVAM
CHIEF EXECUTIVE OFFICER
ZERO EMISSIONS LEASING LLC
2800 Woodlawn Drive, Suite 131
Honolulu, HI 96822

JOHN N. REI
SOPOGY INC.
2660 Waiwai Loop
Honolulu, HI 96819

GERALD A. SUMIDA, ESQ.
TIM LUI-KWAN, ESQ.
NATHAN C. NELSON, ESQ.
CARLSMITH BALL LLP
ASB Tower, Suite 2200
1001 Bishop Street
Honolulu, HI 96813

Counsel for HAWAII HOLDINGS, LLC, dba FIRST WIND HAWAII

CHRIS MENTZEL
CHIEF EXECUTIVE OFFICER
CLEAN ENERGY MAUI LLC
619 Kupulau Dr.
Kihei, HI 96753

HARLAN Y. KIMURA, ESQ.
Central Pacific Plaza
220 South King Street, Suite 1660
Honolulu, HI 96813

Counsel for TAWHIRI POWER LLC

SANDRA-ANN Y.H. WONG, ESQ.
ATTORNEY AT LAW, A LAW CORPORATION
1050 Bishop Street, #514
Honolulu, HI 96813

Counsel for ALEXANDER & BALDWIN, INC.
through its division, HAWAIIAN
COMMERCIAL & SUGAR COMPANY